



REGISTRAR OF REGULATIONS

08 SEP -9 AM 10: 58

COMMONWEALTH of VIRGINIA

Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B
Richmond, VA 23219

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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 020-041, CARTER CREEK

EFFECTIVE 22 SEPTEMBER 2008

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 020-041, Carter Creek," effective 25 September 2007, is cancelled effective 22 September 2008.
2. Condemned Shellfish Area Number 020-041, shown as Sections A, B, C and D, is established effective 22 September 2008. As to Sections A, B and C, it shall be unlawful for any person, firm, or corporation to take shellfish from these areas, for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. As to Section D, it shall be unlawful for any person, firm or corporation to take shellfish from this area, for any purpose. The boundaries of these areas are shown on the map titled "Carter Creek, Condemned Shellfish Area Number 020-041, 22 September 2008" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 020-041, shown as Section M1, is established effective 22 September 2008, for the period September 22, 2008 through October 31, 2008, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm or corporation to take shellfish from this area during such period for any purpose, except by permit granted by Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundary of this area is shown on the map titled "Carter Creek, Condemned Shellfish Area Number 020-041, 22 September 2008" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 020-041

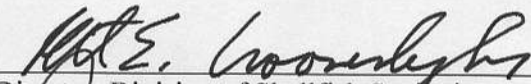
- A. The condemned area shall include that portion of the Eastern Branch of Carter Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°39'16.2", -76°25'37.4") and map coordinate (37°39'10.0", -76°25'42.8").

VDH VIRGINIA
DEPARTMENT
OF HEALTH
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www.vdh.virginia.gov/shellfish

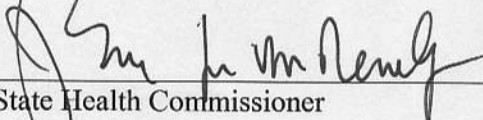
- B. The condemned area shall include that portion of Carter Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°39'26.8", -76°26'15.5") and map coordinate (37°39'25.9", -76°26'03.4"); but excluding the area defined as Section D.
- C. The condemned area shall include that portion of Carter Cove lying upstream of a line drawn between latitude/longitude map coordinate (37°39'37.3", -76°26'48.7") and map coordinate (37°39'34.4", -76°26'48.7").
- D. The condemned area shall include that portion of Carter Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°39'41.8", -76°26'08.0") and map coordinate (37°39'40.5", -76°25'57.6").
- M1. The seasonally condemned area shall include all of Carter Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°39'07.7", -76°26'43.3") and map coordinate (37°39'08.0", -76°26'24.0"); but excluding the areas defined as Sections A, B, C and D.

Recommended by:



Director, Division of Shellfish Sanitation

Ordered by:



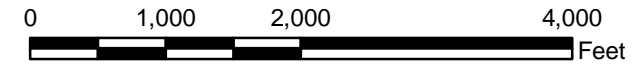
State Health Commissioner

9/8/08

Date

Lancaster
County

Virginia Department of Health
Carter Creek
Condemned Shellfish Area Number 020-041
22 September 2008



- Condemned Shellfish Areas (Sections A - C)
- Condemned Shellfish Area (Section D)
- Seasonally Condemned Shellfish Area (Section M1)

